

## Maine Revised Statutes

### Title 22: HEALTH AND WELFARE

#### Chapter 1071: CHILD AND FAMILY SERVICES AND CHILD PROTECTION ACT

##### **§4004-B. INFANTS BORN AFFECTED BY SUBSTANCE ABUSE OR AFTER PRENATAL EXPOSURE TO DRUGS OR WITH FETAL ALCOHOL SPECTRUM DISORDERS**

The department shall act to protect infants born identified as being affected by illegal substance abuse, demonstrating withdrawal symptoms resulting from prenatal drug exposure, whether the prenatal exposure was to legal or illegal drugs, or having fetal alcohol spectrum disorders, regardless of whether the infant is abused or neglected. The department shall: [ 2013, c. 192, §2 (AMD) . ]

**1. Receive notifications.** Receive notifications of infants who may be affected by illegal substance abuse or demonstrating withdrawal symptoms resulting from prenatal drug exposure or who have fetal alcohol spectrum disorders;

[ 2013, c. 192, §2 (AMD) . ]

**2. Investigate.** Promptly investigate notifications received of infants born who may be affected by illegal substance abuse or demonstrating withdrawal symptoms resulting from prenatal drug exposure or who have fetal alcohol spectrum disorders as determined to be necessary by the department to protect the infant;

[ 2013, c. 192, §2 (AMD) . ]

**3. Determine if infant is affected.** Determine whether each infant for whom the department conducts an investigation is affected by illegal substance abuse, demonstrates withdrawal symptoms resulting from prenatal drug exposure or has fetal alcohol spectrum disorders;

[ 2013, c. 192, §2 (AMD) . ]

**4. Determine if infant is abused or neglected.** Determine whether the infant for whom the department conducts an investigation is abused or neglected and, if so, determine the degree of harm or threatened harm in each case;

[ 2013, c. 192, §2 (AMD) . ]

**5. Develop plan for safe care.** For each infant whom the department determines to be affected by illegal substance abuse, to be demonstrating withdrawal symptoms resulting from prenatal drug exposure or to have fetal alcohol spectrum disorders, develop, with the assistance of any health care provider involved in the mother's or the child's medical or mental health care, a plan for the safe care of the infant and, in appropriate cases, refer the child or mother or both to a social service agency or voluntary substance abuse prevention service; and

[ 2013, c. 192, §2 (AMD) . ]

**6. Comply with section 4004.** For each infant whom the department determines to be abused or neglected, comply with section 4004, subsection 2, paragraphs E and F.

[ 2003, c. 673, Pt. Z, §1 (NEW) . ]

##### SECTION HISTORY

2003, c. 673, §21 (NEW). 2013, c. 192, §2 (AMD).

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